

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 10/821,473
Applicants: Wei CHEN, et. al.
Filed: April 8, 2004
Art unit: 1616
Examiner: Ali SOROUSH
For: **SYNTHESIS AND PURIFICATION OF
CAPSAICIN**

Attorney Docket No.: 900.1009US

MAIL STOP: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 19, 2008

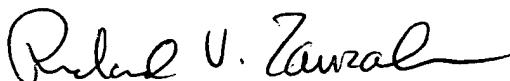
PETITION LETTER UNDER 37 C.F.R. § 1.116

Sir:

This petition for a two-month extension of time is being submitted together with a Notice of Appeal to the Final Office Action mailed October 19, 2007. A response to the Final Office Action was submitted to the USPTO on February 19, 2008 together with a petition for a 1-month extension of time and the fee due under 37 C.F.R. § 1.17(a)(1). Accordingly, Applicants have enclosed herewith a check in the amount of \$850.00, \$510.00 of which is for the Notice of Appeal fee due under 37 C.F.R. § 41.20(b)(1), and \$340.00 of which is due for the difference in the fee due for a two-month extension of time under 37 C.F.R. § 1.17(a)(2) (\$510.00) and the fee already paid for a one-month extension of time under 37 C.F.R. § 1.17(a)(1) (\$120.00).

It is believed that no additional fees are due for this submission. If it is determined that additional fees are due or any fee has been overpaid, the Commissioner for Patents is hereby authorized to charge said fee or credit any overpayment to Deposit Account N. 50-0552.

Regards,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
Richard V. Zanzalari
Reg. No. 49,032

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FORM PTO -1083
MAIL STOP: AF
COMMISSIONER FOR PATENTS
P.O. BOX 1450
Alexandria, VA 22313-1450



Docket No.: 900.1009US
Date: March 19, 2008

In re application of: Wei CHEN, et al.
Serial No.: 10/821,473
Filed: April 8, 2004
For: **PREPARATION AND PURIFICATION OF SYNTHETIC CAPSAICIN**
Sir:

Transmitted herewith is an **Notice of Appeal (1 page)** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- ☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- ☒ No fee for additional claims is required.
- ☐ A filing fee for additional claims calculated as shown below, is required:

☒ Also transmitted herewith are:

- ☒ PTO-1083 form (1 page)
- ☒ Notice of Appeal Transmittal under 37 C.F.R. 41.20(b)(1)
- ☒ Petition for 2 month extension of time under 37 C.F.R. 1.136 (a)(1 page)
- ☒ Other: Petition Letter (1 page).

☒ Check(s) in the amount of **\$850.00** is/are attached to cover:

- ☐ Basic filing fee in the amount of \$0.00
- ☒ Petition fee for extension under 37 C.F.R. 1.136 in the amount of \$340.00 (1 page)
- ☒ Notice Of Appeal in the amount of 510.00 (1 page)
- ☐ Other:

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service with sufficient postage as "first class mail" in an envelope addressed to Mail Stop: AF, Commissioner for Patents, P.O.Box 1450, Alexandria, VA 22313-1450" on March 19, 2008.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:

Richard V. Zanzalari